

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

Plaintiff,

v.

HOLYOKE WATER POWER COMPANY and
CITY OF HOLYOKE GAS & ELECTRIC
DEPARTMENT,

Defendants.

CIVIL ACTION NO. 04-30119-MAP

**MOTION OF UNITED STATES SEEKING
CONSOLIDATION OF ACTIONS**

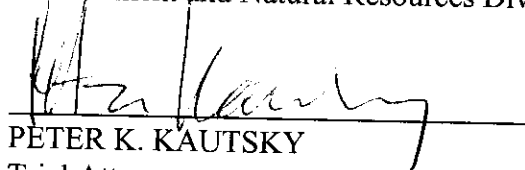
On June 22, 2004, the United States filed the above-captioned action against Holyoke Water Power Company and City of Holyoke Gas & Electric Department. On the same day, the Commonwealth of Massachusetts ("Commonwealth") filed a similar action against these parties. *Commonwealth of Massachusetts v. Holyoke Water Power Company and City of Holyoke Gas & Electric Department*, Civil Action No. 04-30120-MAP. The United States hereby requests, pursuant to Fed. R. Civ. P. 42(a) and Local Rule 40.1(J), that the Court consolidate these two

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actions and has filed a Memorandum in support of this Motion. The Commonwealth does not object to this Motion.

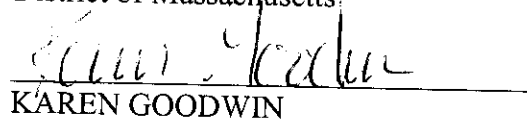
Respectfully submitted,

THOMAS L. SANSONETTI
Assistant Attorney General
Environment and Natural Resources Division

A handwritten signature in black ink, appearing to read "Peter K. Kautsky", is written over a horizontal line.

PETER K. KAUTSKY
Trial Attorney
Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice
Washington, D.C. 20530

MICHAEL J. SULLIVAN
United States Attorney
District of Massachusetts

A handwritten signature in black ink, appearing to read "Karen Goodwin", is written over a horizontal line.

KAREN GOODWIN
1550 Main Street
U.S. Courthouse, Room 310
Springfield, MA 01103
(413) 785-0235

Dated: November 11, 2004

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CERTIFICATE OF SERVICE

I, Karen Goodwin, hereby certify that the foregoing was served, via first-class mail, this ___ day of November, 2004, on the persons listed below:

Linda T. Landis, Esq.
Holyoke Water Power Company
Public Service Company of New Hampshire
1000 Elm Street
Manchester, NH 03105

John J. Ferriter, Esquire
Ferriter & Ferriter LLC
150 Lower Westfield Road, Suite 100
Holyoke, MA 01040

Matthew Brock
Assistant Attorney General
Commonwealth of Massachusetts
Office of the Attorney General
Environmental Protection Division
One Ashburton Place, 18th Floor
Boston, MA 02108

Karen Goodwin